

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2008-139708-001 SE

08/13/2009

COMMISSIONER DAVID J. PALMER

CLERK OF THE COURT

L. Hart

Deputy

STATE OF ARIZONA

JON ELIASON

v.

RYAN JOSEPH WERLEIN (001)

DOB: 01/14/1986

KIRK A MORRIS

APO-SENTENCINGS-SE

APPEALS-CCC

DISPOSITION CLERK-CSC

FINANCIAL SERVICES-CCC

RFR

VICTIM SERVICES DIV-CA-SE

**SUSPENSION OF SENTENCE - UNSUPERVISED PROBATION**

3:19 p.m.

Courtroom 202 SEF

State's Attorney: Jessica Schepler

Defendant's Attorney: Jonathan Hinshaw

Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

**OFFENSE: Count 1 (as amended) – POSSESSION OF MARIJUANA**

Class 1 misdemeanor

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A.R.S. § 13-3401, 13-3405, 13-3418, 13-707, 13-802, and 13-901.01(A)

Date of Offense: 03/09/2008

Non Dangerous - Non Repetitive

Based upon the information provided, the Court finds probation to be mandatory pursuant to A.R.S. § 13-901.01(A) due to the fact that this is the Defendant's first drug conviction. The Court further finds probation to be appropriate due to the nature of this offense and the Defendant's need for supervision and for drug treatment.

IT IS ORDERED suspending imposition of sentence and placing defendant on Unsupervised Probation to be monitored by the Adult Probation Department (APD).

Count 1 Probation Term: One (1) year

To begin 08/13/2009.

Conditions of probation include the following:

Condition 10 - Complete a minimum of 8 hours of drug education and provide verification to APD within 120 days of sentencing.

Condition 14 - Provide a sample for DNA testing if required by law.

Condition 16 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning 09/15/2009.

FINE: Count 1 - Total amount of \$1,380.00, which includes surcharges of 84%, payable \$50.00 per month beginning 09/15/2009.

Fine is to be paid to the Arizona Drug Enforcement Fund.

ASSESSMENTS:

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

Count 1: PROBATION SURCHARGE: \$10.00.

All amounts payable through the Clerk of the Superior Court.

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IT IS ORDERED granting the Motion to Dismiss the following: Count 2 with prejudice.

IT IS ORDERED exonerating any bond posted in this matter to the party posting same.

Defendant has waived the preparation of a presentence report.

3:25 p.m. Matter concludes.

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER DAVID J. PALMER  
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)